IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO.60 OF 2005

Smt. Rama Pandurang Bedagkar
& Others .. Appellants
(Original Defendants)

vs.

Hanmant Hari Gadgil
& Others .. Respondents
(Original Plaintiffs)

Shri A.M.Kulkarni, Advocate for the Appellant.
Shri N.J.Patil, Advocate for the Respondent No.1.

CORAM : A.S.OKA, J.
DATED : 16th March, 2005.

P.C. :

1. Heard Counsel appearing for the parties. The Courts below have recorded the concurrent findings of fact that there is a wall illegally constructed by Defendant No.1. The Courts below have also found construction of a bathroom to be unlawful. The findings of the Court below are based on the appreciation of oral and documentary evidence on record and there is no perversity. Hence no reason to interfere with the finding of the Courts below. Second Appeal is dismissed.

(A.S.Oka,J.)